

## DUANE, MORRIS &amp; HECKSCHER LLP

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WALTER J. GREENHALGH, RESIDENT PARTNER

May 12, 1999

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E-MAIL: [LWDiamond@duanemorris.com](mailto:LWDiamond@duanemorris.com)VIA TELECOPY AND REGULAR MAILFreedom of Information Officer  
U.S. Environmental Protection Agency  
Region 2  
290 Broadway  
New York, New York 10007-1866Re: LCP Chemicals, Inc. Superfund Site  
Linden, New Jersey

Dear Freedom of Information Officer:

In accordance with the Freedom of Information Act (5 U.S.C. §552) ("FOIA") and regulations promulgated thereunder (40 C.F.R. Part 2), please provide me with access to all agency records in the possession or control of the U.S. Environmental Protection Agency ("EPA") that contain information pertaining to the above-referenced Superfund site. I am copying EPA Region 2 attorney Muthu Sundram on this request, and I will contact Mr. Sundram to discuss its parameters and how to expedite EPA's response in a manner that is mutually convenient and that complies with FOIA and the applicable regulations. I am clarifying at this time, however, that all agency records, including, but not limited to correspondence to and from the New Jersey Department of Environmental Protection, intra-agency memoranda, E-mail messages and handwritten notes should be considered to be within the ambit of this request.

I hereby assure EPA that I will make payment of the total amount of any fees that may become due under the FOIA regulations as a result of EPA's fulfillment of this request.

Thank you for EPA's anticipated cooperation.

I am enclosing (to Mr. Sundram only) a copy of a "Public Health Assessment" of the LCP site dated April 20, 1999 that was recently released and draft for public comment.

355267



Freedom of Information Officer

May 12, 1999

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Very truly yours,



Lawrence W. Diamond

for DUANE, MORRIS & HECKSCHER LLP  
A PENNSYLVANIA LIMITED LIABILITY PARTNERSHIP

LWD:dc

cc: M. Sundram, Esq. (via telecopy)

P.S. My colleague, Richard Tisch, expects to be at EPA offices in New York on Tuesday, May 18. Mr. Tisch and I would appreciate EPA's cooperation in arranging for the requested records to be made available for his inspection on that day.



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**FACSIMILE TRANSMITTAL SHEET**

**TO:** Muthu Sundram, Esq.

**FIRM/COMPANY:** U.S. ENVIRONMENTAL PROTECTION AGENCY

**FACSIMILE NUMBER:** 212-637-3104

**CONFIRMATION  
TELEPHONE:**

**FROM:** Lawrence W. Diamond

**DIRECT DIAL:** (973) 733-2290

**DATE:** May 12, 1999

**USER NUMBER:** 2039

**FILE NUMBER:** K0085-00001

**TOTAL # OF PAGES:** 3  
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**FACSIMILE TRANSMITTAL SHEET**

**TO:** Richard Tisch, Esq.

**FIRM/COMPANY:**

**FACSIMILE NUMBER:** 203-837-2515

**CONFIRMATION**

**TELEPHONE:** 203-837-2318

**FROM:** Lawrence W. Diamond

**DIRECT DIAL:** (973) 733-2290

**DATE:** May 12, 1999

**USER NUMBER:** 2039

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